



ENTERED

TAWANA C. MARSHALL, CLERK
THE DATE OF ENTRY IS
ON THE COURT'S DOCKET

The following constitutes the order of the Court.

Signed November 3, 2003.


United States Bankruptcy Judge

Form 0013.000210

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
WICHITA FALLS DIVISION**

IN RE:

**JAMES DONALD HAYS
RAFINA BONILLA HAYS
301 IRWIN DR**

**CASE NO: 00-70077-HDH-13
DEBTOR ATTY: MONTE J WHITE**

DATED: October 31, 2003

FORT BRAGG NC 28307-

ORDER DISCHARGING DEBTOR AFTER COMPLETION OF CHAPTER 13 PLAN

The Court finds that the Debtor(s) filed a petition under Title 11, United States Code, on January 28, 2000, that the Debtor's plan has been confirmed, and that the Debtor(s) have fulfilled all requirements under the plan.

IT IS ORDERED THAT:

1. Pursuant to 11 U.S.C. 1328(a), the Debtor is discharged from all debts provided for by the plan or disallowed under 11 U.S.C. 502, except any debt:
 - a. provided for under 11 U.S.C. 1322(b) (5) and on which the last payment is due after the date on which the final payment under the plan was due;
 - b. in the nature of alimony to, maintenance for or support of a spouse, or former spouse, or child of the Debtor in connection with a separation agreement, divorce decree or other order of a court of record, or property settlement agreement, as specified in 11 U.S.C., Section 523 (a) (5);
 - c. for a student loan or educational benefit overpayment as specified in 11 U.S.C. 523(a) (8) in any case in which discharge is granted prior to October 1, 1996;
 - d. for a death or personal injury caused by the Debtor's unlawful operation of a motor vehicle while intoxicated from using alcohol, a drug, or any other substance, as specified, in 11 U.S.C. 523(a) (9), in case filed on or after November 15, 1990;
 - e. for restitution included in a sentence on the Debtor's conviction of a crime, in case filed on or after November 15, 1990.

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2. Pursuant to 11 U.S.C. 1328(d), the Debtor is not discharged from any debt based on an allowed claim filed under 11 U.S.C. 1305(a) (2) if prior approval by the Trustee of the Debtor's incurring such debt was practicable and was not obtained.
3. Notwithstanding the provisions of Title 11, United States Code, the Debtor is not discharged from any debt made non-dischargeable by 18 U.S.C. 3613 (f), by certain provisions of titles 10, 37, 38, 42, and 50 of the United States Code, or by any other applicable provision of law.
4. All creditors are prohibited from attempting to collect any debt that has been discharged in this case.

End of Order # #

/s/ Walter O'Cheskey
Walter O'Cheskey, Chapter 13 Trustee
2575 South Loop 289, Suite 103
Lubbock TX 79423